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8 Attorneys for Defendants, CITY OF  
FRESNO, UNKNOWN LAW  
9 ENFORCEMENT OFFICERS, and  
FORMER POLICE CHIEF PACO  
BALDERRAMA

10  
11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**

13 MARTHA ZEPEDA OLIVARES,  
14 individually and on behalf of the  
ESTATE OF MAXIMILIANO SOSA,  
15 JR.; MAXIMILIANO SOSA, SR,

16 Plaintiffs,

17 v.

18 CITY OF FRESNO; UNKNOWN  
LAW ENFORCEMENT OFFICERS,  
19 POLICE CHIEF PACO  
BALDERRAMA and DOES 1-30,

20 Defendants.  
21

Case No. 1:23-cv-01575-JLT-SAB  
Dist. Court Judge Jennifer L. Thurston  
Magistrate Judge Barbara A. McAuliffe

**DECLARATION OF MAYA SORENSEN  
IN SUPPORT OF MOTION TO DISMISS  
PORTIONS OF PLAINTIFF'S FIRST  
AMENDED COMPLAINT**

Action Filed: 02/23/2024  
Trial Date: Not Yet Set

22  
23 I, Maya R. Sorensen, declare as follows regarding defendants' meet and confer  
24 efforts:

25 1. I am an attorney duly admitted to practice before this Court. I am an  
26 attorney with Manning & Kass, Ellrod, Ramirez, Trester LLP, attorneys of record for  
27 Defendants City of Fresno and Former Police Chief Paco Balderrama ("Defendants").  
28 I have personal knowledge of the facts set forth herein, and if called as a witness, I

1 could and would competently testify thereto. I make this declaration in support of  
2 Defendants' Motion to Dismiss Portions of Plaintiffs' First Amended Complaint.

3 2. On March 4, 2024, I provided plaintiffs' counsel with a detailed meet  
4 and confer letter setting forth defendants' position as to plaintiffs' lack of standing  
5 to file the FAC.

6 3. On March 5, 2024, the parties agreed to stipulate to a postponement of  
7 the scheduling conference and defendants' response date to allow time for decedent's  
8 wife and children to enter the case. The responsive pleading date was then continued  
9 by this Court to September 6, 2024.

10 4. In anticipation of defendants' responsive pleading due date, I reached  
11 out to plaintiffs' counsel on August 19, 2024 to discuss the fact that the real successors  
12 in interest had not, on that date, filed a complaint. Defendants also raised concerns  
13 about plaintiffs' ADA claim addressed in the instant motion. Plaintiffs' counsel did  
14 not respond.

15 5. On August 26, 2024, I sent meet and confer correspondence setting forth  
16 defendants' position as to the issues and deficiencies with regard to plaintiffs' ADA  
17 claim. No one responded.

18 6. On September 3, 2024, I reached out to plaintiffs' counsel via phone  
19 twice and left one voice mail. I also reached out via email to further discuss the instant  
20 motion to dismiss.

21 7. As of the filing of this motion, plaintiffs' counsel have not responded to  
22 defendants' counsels' numerous requests to meet and confer about the ADA claim.

23 I declare under penalty of perjury under the laws of the State of California that  
24 the foregoing is true and correct.

25 Executed on this 6th day of September, 2024, at Fresno, California.

26  
27 /s/ Maya R. Sorensen  
28 Maya R. Sorensen